

## HOUSE OF REPRESENTATIVES

TUESDAY, April 3, 1928

The House met at 12 o'clock noon and was called to order by the Speaker pro tempore, Mr. TILSON.

The Chaplain, Rev. James Shera Montgomery, D. D., offered the following prayer:

Almighty God, who wert and art and evermore shall be, bless us with all fullness of grace, might, and redemption. We are weak and full of doubts. Do Thou defend, guard, and be between them and our need. Never allow our steadfastness and confidence to abate. Overcome our fears, our tendencies, and our compromises, lest we be judged unfaithful to our sacred vows. Let no harsh or unwise word mar the good we might do here. In spite of old sins, old failures, and old sorrows, may all of us take new heart with this new day and begin again. We breathe our prayer of praise and gratitude to the God of our fathers.

We wonder what day of the week, we wonder what night of the year when the messenger shall call. He has come and one has answered the summons. He has fallen in the strength of his years. O God, we beseech Thee to bestow the blessings of peace and consolation upon all the sorrowing ones. So teach us to number the days that we may apply our hearts unto wisdom. Through Jesus Christ our Lord. Amen.

The Journal of the proceedings of yesterday was read and approved.

## MESSAGE FROM THE SENATE

A message from the Senate, by Mr. Craven, its principal clerk, announced that the Senate had passed with amendments bills of the following titles, in which the concurrence of the House of Representatives was requested:

H. R. 359. An act authorizing the presentation of the iron gates in West Executive Avenue, between the grounds of the State, War, and Navy Building and the White House, to the Ohio State Archeological and Historical Society for the memorial gateways into the Spiegel Grove State Park; and

H. R. 5721. An act authorizing E. M. Elliott & Associates (Inc.), its successors and assigns, to construct, maintain, and operate a bridge across the Ohio River at Augusta, Ky.

The message also announced that the Senate had passed without amendment bills of the following titles:

H. R. 4115. An act for the relief of Winfield Scott;

H. R. 4116. An act for the relief of W. Laurence Hazard; and

H. R. 4117. An act for the relief of Harriet K. Carey.

The message further announced that the Senate had passed a joint resolution, a concurrent resolution, and bills of the following titles, in which the concurrence of the House of Representatives was requested:

S. J. Res. 97. Joint resolution authorizing the President to appoint three delegates to the Twenty-third International Congress of Americanists, and making an appropriation for the expenses of such congress;

S. Con. Res. 13. Concurrent resolution to pay the necessary expenses of the joint committee appointed to represent Congress at the unveiling of the Stone Mountain Monument at Atlanta, Ga., on April 9, 1928;

S. 805. An act donating Revolutionary cannon to the New York State conservation department;

S. 2542. An act for the construction of a private conduit across Lincoln Road NE., in the District of Columbia; and

S. 3791. An act to aid the Grand Army of the Republic in its Memorial Day services, May 30, 1928.

## FILING OF CERTAIN REPORTS AND MINORITY VIEWS

Mr. COLE of Iowa. Mr. Speaker, I am under instructions from the Committee on Foreign Affairs to report out House Joint Resolution 259 this afternoon. I ask unanimous consent to be permitted to file the report up to midnight to-day.

The SPEAKER pro tempore. The gentleman from Iowa asks unanimous consent to have until midnight to-day within which to file a report upon House Joint Resolution 259, from the Committee on Foreign Affairs. Is there objection?

There was no objection.

Mr. MORTON D. HULL. Mr. Speaker, I make a similar request with reference to filing the report upon House Joint Resolution 262.

The SPEAKER pro tempore. Is there objection?

There was no objection.

Mr. CLARKE. Mr. Speaker, it is my understanding that the majority report upon the Haugen bill—H. R. 7940—was to be

filed yesterday or will be filed to-day. I expect to be absent for a few days, and I ask unanimous consent to have five legislative days after the filing of the majority report in which to file my own personal minority views.

The SPEAKER pro tempore. Is there objection to the gentleman from New York?

Mr. GARNER of Texas. Mr. Speaker, reserving the right to object, may I ask the gentleman from New York [Mr. SNELL] whether it is the purpose not to consider this legislation within the next five legislative days?

Mr. SNELL. Mr. Speaker, as a matter of fact, we do not know just when it will be considered, because the report has not yet been filed.

Mr. GARNER of Texas. And the gentleman would not want to grant five legislative days within which to file minority views if he were going to call up the legislation before that time? That is the reason I am asking now whether the gentleman expects to call it up within five legislative days.

Mr. SNELL. No arrangement has been made as yet, because the bill has not been reported. I do not know what they want to do. We expect to take the legislation up within a reasonable time.

Mr. GARNER of Texas. Then the gentleman would not let this unanimous request, if it be granted, stand in the way of considering the legislation if he saw proper to do so.

Mr. SNELL. I do not think it would be possible to take it up within five days, anyway.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

There was no objection.

Mr. GARRETT of Tennessee. Mr. Speaker, the gentleman from Louisiana [Mr. ASWELL] spoke to me yesterday about this measure and the filing of minority views upon it. I do not see him in the Chamber at the moment, but while this consent is being granted I think it might be well to prefer a request that if he so desires he may have five legislative days within which to file minority views, including others who wish to join with him.

The SPEAKER pro tempore. The gentleman from Tennessee asks unanimous consent that if the gentleman from Louisiana [Mr. ASWELL] so desires, he and others who may wish to join with him may have five legislative days within which to file minority views. Is there objection?

There was no objection.

## ORDER OF BUSINESS

Mr. SNELL. Mr. Speaker, I ask unanimous consent that the special orders in order to-day, and other business that would have been in order to-day, be in order on Thursday next. I make that request because of an announcement which will shortly be made.

The SPEAKER pro tempore. The gentleman from New York asks unanimous consent that the special orders and other business in order to-day may go over until Thursday next and be in order at that time. Is there objection?

Mr. CRAMTON. Mr. Speaker, reserving the right to object, does that carry over Calendar Wednesday business?

Mr. SNELL. It has nothing to do with Calendar Wednesday business. That will come up to-morrow regularly.

Mr. CELLER. Mr. Speaker, reserving the right to object, I ask the gentleman whether or not the rule on the Newton bill provides under those circumstances that debate will continue on to Friday?

Mr. SNELL. It will be a continuing debate, of course.

## DEATH OF REPRESENTATIVE JAMES A. GALLIVAN, OF MASSACHUSETTS

Mr. TREADWAY. Mr. Speaker, I send to the desk a resolution and ask for its immediate consideration.

The SPEAKER pro tempore. The gentleman from Massachusetts submits a resolution, which the Clerk will report.

The Clerk read as follows:

## House Resolution 157

*Resolved*, That the House has heard with profound sorrow of the death of Hon. JAMES A. GALLIVAN, a Representative of the State of Massachusetts.

*Resolved*, That a committee of 22 Members of the House, with such Members of the Senate as may be joined, be appointed to attend the funeral.

*Resolved*, That the Sergeant at Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of this resolution, and that the necessary expenses connected therewith be paid out of the contingent fund of the House.

*Resolved*, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

The SPEAKER pro tempore. The committee to attend the funeral will be selected and announced by the Speaker to-morrow.

The Clerk read as follows:

*Resolved*, That as a further mark of respect, this House do now adjourn.

The SPEAKER pro tempore. The question is on agreeing to the resolution.

The resolution was unanimously agreed to.

#### ADJOURNMENT

The SPEAKER pro tempore. The House stands adjourned until to-morrow at 12 o'clock.

Thereupon (at 12 o'clock and 18 minutes p. m.) the House adjourned until to-morrow, Wednesday, April 4, 1928, at 12 o'clock noon.

#### COMMITTEE HEARINGS

Mr. TILSON submitted the following tentative list of committee hearings scheduled for Wednesday, April 4, 1928, as reported to the floor leader by clerks of the several committees:

THE COMMITTEE ON THE DISTRICT OF COLUMBIA—SUBCOMMITTEE ON PARKS AND PLAYGROUNDS

(7 p. m., room 277)

To consider the bills on the committee calendar.

COMMITTEE ON EXPENDITURES IN THE EXECUTIVE DEPARTMENTS  
(10.30 a. m.)

To provide for the transfer to the Department of the Interior of the public-works functions of the Federal Government (H. R. 8127).

COMMITTEE ON INTERSTATE AND FOREIGN COMMERCE  
(10 a. m.)

To amend the act entitled "An act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress, as expressed in sections 201 and 500 of the transportation act," approved June 3, 1924 (H. R. 10710).

COMMITTEE ON NAVAL AFFAIRS  
(10.30 a. m.)

To authorize the Secretary of the Navy to lease the United States naval destroyer and submarine base, Squantum, Mass. (H. R. 11922).

COMMITTEE ON PUBLIC BUILDINGS AND GROUNDS  
(10.30 a. m.)

Authorizing the paving of the Federal strip known as International Street, adjacent to Nogales, Ariz. (S. 2004).

Authorizing custodians and acting custodians of Federal buildings to administer oaths of office to employees in the custodian service (H. R. 12408).

COMMITTEE ON AGRICULTURE  
(10 a. m.)

To provide for the eradication of pink bollworm and authorizing an appropriation therefor (H. J. Res. 237).

COMMITTEE ON THE JUDICIARY  
(10 a. m.)

To prohibit the sending and receipt of stolen property through interstate and foreign commerce (H. R. 10287).

COMMITTEE ON MILITARY AFFAIRS  
(10 a. m.)

To amend section 127a, national defense act, as amended and approved June 4, 1920 (H. R. 11273).

#### EXECUTIVE COMMUNICATIONS, ETC.

425. Under clause 2 of Rule XXIV, a letter from the Acting Secretary of Commerce, transmitting draft of a bill for the relief of A. Ogden Pierrot, a special temporary disbursing agent of the Department of Commerce, was taken from the Speaker's table and referred to the Committee on Claims.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of Rule XIII,

Mr. PORTER: Committee on Foreign Affairs. H. R. 12178. A bill to repeal Revised Statutes 1683 and part of title 22, section 32, of the United States Code; without amendment

(Rept. No. 1122). Referred to the Committee of the Whole House on the state of the Union.

Mr. MORTON D. HULL: Committee on Foreign Affairs. H. J. Res. 262. A joint resolution requesting the President to extend to the Republics of America an invitation to attend a Conference of Conciliation and Arbitration to be held at Washington during 1928 or 1929; without amendment (Rept. No. 1123). Referred to the Committee of the Whole House on the state of the Union.

Mr. COLE of Iowa: Committee on Foreign Affairs. H. J. Res. 259. A joint resolution authorizing assistance in the construction of an inter-American highway on the Western Hemisphere; without amendment (Rept. 1124). Referred to the House Calendar.

#### REPORTS OF COMMITTEES ON PRIVATE BILLS AND RESOLUTIONS

Under clause 2 of Rule XIII,

Mr. HUDSPETH: Committee on Claims. H. R. 2474. A bill for the relief of the San Francisco, Napa & Calistoga Railway; with amendment (Rept. No. 1120). Referred to the Committee of the Whole House.

Mr. BOYLAN: Committee on Military Affairs. H. R. 11429. A bill granting six months' pay to Marjory Virginia Watson; without amendment (Rept. No. 1121). Referred to the Committee of the Whole House.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 3 of Rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. HOWARD of Oklahoma: A bill (H. R. 12660) authorizing an appropriation to reimburse the State of Oklahoma for moneys paid by it for the education of restricted Indian children in the public schools of said State; to the Committee on Indian Affairs.

By Mr. JOHNSON of South Dakota: A bill (H. R. 12661) authorizing the President of the United States to present in the name of Congress a Congressional Medal of Honor to Capt. Edward V. Rickenbacker; to the Committee on Military Affairs.

By Mr. TARVER: A bill (H. R. 12662) to provide for the paving of the Government road, known as the Dry Valley Road, commencing where said road leaves the La Fayette Road, in the city of Rossville, Ga., and extending to Chickamauga and Chattanooga National Military Park, constituting an approach road to said park; to the Committee on Military Affairs.

By Mr. WILLIAMSON: A bill (H. R. 12663) to create a commission to investigate the issuance of fee-simple patents to Indians not applying therefor, and for other purposes; to the Committee on Indian Affairs.

By Mr. TAYLOR of Tennessee: A bill (H. R. 12664) granting the consent of Congress to the county court of Roane County, Tenn., to construct a bridge across the Emery River at Sudaths Ferry, in Roane County, Tenn.; to the Committee on Interstate and Foreign Commerce.

#### PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of Rule XXII, private bills and resolutions were introduced and severally referred as follows:

By Mr. BOWMAN: A bill (H. R. 12665) granting a pension to Simon E. Riggleman; to the Committee on Invalid Pensions.

By Mr. GAMBRILL: A bill (H. R. 12666) for the relief of William S. Shacklette; to the Committee on Claims.

Also, a bill (H. R. 12667) for the relief of John W. Disney and Bertha A. B. Disney; to the Committee on Claims.

By Mr. MERRITT: A bill (H. R. 12668) for the relief of the State of Connecticut; to the Committee on War Claims.

By Mr. TAYLOR of Tennessee: A bill (H. R. 12669) granting an increase of pension to Samuel Inklebarger; to the Committee on Pensions.

Also, a bill (H. R. 12670) granting a pension to Ebb Hundley; to the Committee on Pensions.

Also, a bill (H. R. 12671) granting a pension to John L. Lawson; to the Committee on Pensions.

Also, a bill (H. R. 12672) granting a pension to Peter L. Turpin; to the Committee on Invalid Pensions.

By Mr. WARE: A bill (H. R. 12673) granting a pension to Lorena Bartle; to the Committee on Invalid Pensions.

By Mr. WINTER: Resolution (H. Res. 156) to pay George Hand, jr., son of George R. Hand, late clerk to Hon. CHARLES E. WINTER, a sum equal to six months' salary and \$250 for funeral expenses; to the Committee on Accounts.



## PETITIONS, ETC.

Under clause 1 of Rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

6353. By Mr. AYRES: Petitions of citizens of El Dorado, Kans., in behalf of pension legislation favorable to Civil War veterans and widows; to the Committee on Invalid Pensions.

6354. By Mr. BROWNING: Petition from voters of Benton County, Tenn., urging that immediate steps be taken for the relief of Civil War widows and veterans; to the Committee on Invalid Pensions.

6355. By Mr. BOYLAN: Resolution adopted by New York State Federation of Women's Clubs, at the midwinter board meeting, favoring the passage of the Hawes-Cooper bill; to the Committee on Labor.

6356. By Mr. DRIVER: Petition signed by citizens of Clay County, Ark., urging the Congress to pass legislation for the relief of the Civil War veterans, their widows, and dependents; to the Committee on Invalid Pensions.

6357. By Mr. HARDY: Petition by Dr. M. L. Rice, president Colorado Conference Seventh Day Adventists, containing 409 signatures, protesting passage of the Lankford Sunday observance bill; to the Committee on the District of Columbia.

6358. By Mr. O'BRIEN: Petition of the citizens of Clarksburg, W. Va., urging that immediate steps be taken to bring to a vote a Civil War pension bill carrying the rates proposed by

the National Tribune for the relief of Civil War veterans and their widows; to the Committee on Invalid Pensions.

6359. Also, petition of the citizens of Buckhannon, W. Va., urging that immediate steps be taken to bring to a vote a Civil War pension bill carrying the rates proposed by the National Tribune for the relief of Civil War veterans and their widows; to the Committee on Invalid Pensions.

6360. By Mr. O'CONNELL: Petition of the New York State Federation of Women's Clubs, favoring the passage of the Cooper-Hawes bill; to the Committee on Labor.

6361. By Mr. MORROW: Petition of American Legion, Roswell, N. Mex., by William McCullough, State vice chairman, indorsing Tyson-Fitzgerald bill for retirement of disabled emergency officers of World War; to the Committee on World War Veterans' Legislation.

6362. By Mr. ROWBOTTOM: Petition of C. M. Partridge and practically every citizen in Rockport, Ind., that the bill increasing Civil War widows' pensions be enacted into a law at this session of Congress; to the Committee on Invalid Pensions.

6363. Also, petition of Theresa Elsassen and others, of Vanderburgh County, Ind., that the bill increasing Civil War widows' pensions be enacted into law at this session of Congress; to the Committee on Invalid Pensions.

6364. By Mr. VINCENT of Michigan: Petition of sundry citizens of Saginaw County, Mich., in opposition to pending Sunday legislation; to the Committee on the District of Columbia.